THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.8817 of 2006

DATED: 27-04-2006

BETWEEN

Smt G. Anasuya Bai and another.

...PETITIONERS

AND

The Commissioner, Municipal Corporation of Hyderabad and another.

...RESPONDENTS

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THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.8817 of 2006

ORDER:

This petition is filed seeking a writ of mandamus to direct the respondents to implement the judgment dated 20-12-2002 passed by the Chief Judge, City Small Causes Court, Hyderabad in M.A.No.106 of 2002 by disposing their representation dated 19-06-2004.

The case of the petitioners is that the first petitioner is the owner of northern side portion of the property bearing H.No.3-4-362 situated at General Bazar, Secunderabad and the second petitioner is the owner of the southern side portion of the said property, under a registered partition deed dated 03-10-2001.

The second respondent issued a demand notice dated 30-11-2002 to the petitioners demanding to pay the property tax up to the year ending 31-03-2002, amounting to Rs.1,04,446/-. Against the said demand notice, the petitioners filed M.A.No. 106 of 2000 on the file of the Chief Judge, City Small Causes Court, Hyderabad and the same was allowed holding that the respondent Corporation was entitled to collect tax only for three years amounting to Rs.9,447/- .While so, the petitioners made a representation dated 19-06-2004 before the second respondent, but the same has not been considered and disposed of. Hence, the writ petition.

Having regard to the facts and circumstances of the case, the second respondent is directed to consider and dispose of the representation of the petitioners dated 19-06-2004 in accordance with law, within six weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No order as to costs.

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V. ESWARAIAH, J

Dated:27-04-2006

sj